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AMENDED IN SENATE AUGUST 6, 1998  
AMENDED IN SENATE JULY 8, 1998  
AMENDED IN SENATE JUNE 18, 1998  
AMENDED IN ASSEMBLY MAY 22, 1998  
AMENDED IN ASSEMBLY APRIL 14, 1998  
AMENDED IN ASSEMBLY MARCH 23, 1998

CALIFORNIA LEGISLATURE—1997–98 REGULAR SESSION

**ASSEMBLY BILL**

**No. 2216**

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**Introduced by Assembly Members Escutia, Cedillo,  
Migden, and Villaraigosa**  
**(Coauthors: Assembly Members Alquist, Baca, Davis, Kuehl,  
Mazzoni, Murray, Pacheco, Perata, Scott, Shelley,  
Strom-Martin, Washington, and Wayne)**  
(Coauthors: Senators Alpert, Lee, Polanco, Solis, and  
Watson)

February 19, 1998

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An act to amend Sections 52240, 52241, and 52243 of, and to  
add and repeal ~~Sections 52244 and 52245~~ *Section 52244* to, the  
Education Code, relating to pupil instruction.

LEGISLATIVE COUNSEL'S DIGEST

AB 2216, as amended, Escutia. Pupils: advanced  
placement.

Existing law authorizes a school district receiving economic impact aid funds to expend any portion of those funds to pay for all or part of the costs of one or more advanced placement examinations that are charged to economically disadvantaged pupils who are defined as either coming from a family that receives Aid to Families with Dependent Children or having limited English proficiency. Existing law requires the Superintendent of Public Instruction to have submitted a report to the Legislature on the effectiveness of the funding expended for that purpose in increasing the number of economically disadvantaged pupils passing the advanced placement examination.

This bill, ~~in addition,~~ would establish a 5-year pilot grant program, administered by the State Department of Education, for the purpose of awarding grants to cover the costs of advanced placement examination fees. The bill would authorize any school district to apply to the department for grant funding based on the number of economically disadvantaged pupils in the district who would take the next offered advanced placement examinations. The bill would authorize any economically disadvantaged pupil enrolled in an advanced placement course to apply to designated school district staff for a grant. Pupils receiving grants would be required to pay \$5 of the examination fee. The bill would revise the definition of economically disadvantaged pupil.

~~This bill would also establish a 5-year pilot grant program, administered by the State Department of Education, for the purpose of awarding grants to school districts with which they may provide teachers employed by the district with training to enable them to offer instruction in advanced placement courses. A school district would be authorized to apply on behalf of any school in the district, with priority given to schools that offer services under Title I of the Elementary and Secondary Education Act of 1965. A school district would be required to provide \$1 for every \$2 awarded.~~

This bill would require the Superintendent of Public Instruction to submit, no later than January 1, 2004, a report to the Legislature on the effectiveness of ~~these two~~ *the pilot programs program*.



This bill would become operative only if funds are appropriated for this purpose in the Budget Act of 1998.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 52240 of the Education Code is  
2 amended to read:

3 52240. (a) The Legislature hereby finds and declares  
4 all of the following:

5 (1) Advanced placement courses, for which school  
6 credit is awarded, provide rigorous academic coursework  
7 opportunities for high school pupils and help to improve  
8 the overall curriculum at schools where they are  
9 provided.

10 (2) The successful completion of advanced placement  
11 courses and subsequent advanced placement  
12 examinations, which are conducted by the College  
13 Entrance Examination Board and for which college  
14 credit is awarded, provide a cost-effective means for high  
15 school pupils to obtain college-level coursework  
16 experience.

17 (3) To the extent that economically disadvantaged  
18 pupils are provided financial assistance to take advanced  
19 placement examinations, they will be provided with  
20 successful college-level experience and be encouraged to  
21 pursue postsecondary education opportunities.

22 (b) It is the intent of the Legislature, therefore, that  
23 certain state funding that currently is provided to school  
24 districts be made available to provide financial assistance  
25 to economically disadvantaged pupils in the payment of  
26 advanced placement examination fees. It is further the  
27 intent of the Legislature that a competitive grant  
28 program also be established for the purpose of awarding  
29 grants to economically disadvantaged pupils to cover the  
30 costs of advanced placement examination fees, thereby  
31 creating a second source of financial assistance for  
32 economically disadvantaged pupils taking advanced  
33 placement examinations.

1 SEC. 2. Section 52241 of the Education Code is  
2 amended to read:

3 52241. For purposes of this chapter, the following  
4 terms have the following meanings:

5 (a) “Advanced placement examinations” means the  
6 advanced placement examinations conducted by the  
7 College Entrance Examination Board, on the basis of  
8 which participating institutions of postsecondary  
9 education award postsecondary academic credit.

10 (b) “Economically disadvantaged pupil” means a high  
11 school pupil who is any one of the following:

12 (1) A pupil who comes from a low-income household.  
13 As used in this chapter, “low-income” refers to a  
14 household the taxable income of which for the preceding  
15 tax year did not exceed 200 percent of an amount equal  
16 to the poverty level determined by using the criteria of  
17 poverty established by the Census Bureau of the United  
18 States Department of Commerce. Documentation of a  
19 pupil’s low-income status for the purposes of this  
20 subdivision shall be made in accordance with the  
21 following:

22 (A) In the case of a pupil who is 17 years of age or  
23 younger or who is a dependent within the meaning of the  
24 federal Internal Revenue Code, a signed financial need  
25 statement shall be submitted by the pupil’s parent or legal  
26 guardian, along with verification of this financial need  
27 from another governmental entity or a photocopy of the  
28 most recent federal income tax return filed by the pupil’s  
29 parent or legal guardian.

30 (B) In the case of a pupil who is 18 years of age or older  
31 or who is not a dependent within the meaning of the  
32 federal Internal Revenue Code, a signed financial need  
33 statement shall be submitted by the pupil, along with  
34 verification of this financial need from another  
35 governmental entity or a photocopy of the most recent  
36 federal income tax return filed by the pupil.

37 (2) A pupil who is eligible for federal free or reduced  
38 meal programs.

(3) A pupil who attends a school where at least 75 percent of all pupils enrolled are eligible for federal free or reduced meal programs.

SEC. 3. Section 52243 of the Education Code is amended to read:

52243. No later than January 1, 2004, the Superintendent of Public Instruction shall submit a report to the Legislature describing the effectiveness of the pilot grant ~~programs established pursuant to Sections~~ *program established pursuant to Section 52244 and 52245*. The report shall include specific recommendations to continue, discontinue, modify, or expand the ~~programs~~ *program*. The report shall include information on at least all of the following:

(a) The total number of pupils participating in advanced placement examinations, separately identifying the number of economically disadvantaged pupils, and any increases in those numbers as a result of the funding made available pursuant to Section 52244.

(b) The performance and pass rates on advanced placement examinations on the part of economically disadvantaged pupils, including any increase in those rates.

(c) The number of pupils receiving financial assistance pursuant to Section 52244 for advanced placement examination fees ~~and the number of teachers receiving training pursuant to Section 52245~~.

(d) The number of economically disadvantaged pupils in advance placement programs who enroll in higher education institutions, separated by institutional segment.

(e) The number of economically disadvantaged pupils who have passed an advanced placement examination with a score of 3 or better in any subject and have taken an advanced placement course in that subject.

SEC. 4. Section 52244 is added to the Education Code, to read:

52244. (a) There is hereby established a pilot grant program for the purpose of awarding grants to cover the

1 costs of advanced placement examination fees. The State  
2 Department of Education shall administer this program.

3 (b) Any school district may apply to the State  
4 Department of Education for grant funding pursuant to  
5 this section, based on the number of economically  
6 disadvantaged pupils in the district enrolled in advanced  
7 placement courses who will take the next offered  
8 advanced placement examinations. A school district that  
9 applies to the State Department of Education for this  
10 purpose shall designate school district staff to whom  
11 pupils may submit applications for grants and shall  
12 institute a plan to notify pupils of the availability of  
13 financial assistance pursuant to this section. Grants shall  
14 be expended only to pay the fees required of pupils to  
15 take an advanced placement examination.

16 (c) Any economically disadvantaged pupil who is  
17 enrolled in an advanced placement course may apply to  
18 the designated school district staff for a grant pursuant to  
19 this section. A pupil who receives a grant shall pay five  
20 dollars (\$5) of the examination fee.

21 (d) School districts and county superintendents of  
22 schools may join together and form collaboratives or  
23 consortia in order to participate in the grant program  
24 established by this section.

25 (e) Grants provided pursuant to this section shall not  
26 be used to supplant fee waivers available to low-income  
27 pupils who take advanced placement examinations.

28 (f) If the total school district applications exceed the  
29 total funds available pursuant to this section, the State  
30 Department of Education shall prorate the grants based  
31 upon the ratio of the total amount requested to the total  
32 amount budgeted by the state for this purpose.

33 (g) This section shall remain in effect only until  
34 January 1, 2005, and as of that date is repealed, unless a  
35 later enacted statute, that is enacted before January 1,  
36 2005, deletes or extends that date.

37 ~~SEC. 5. Section 52245 is added to the Education Code,~~  
38 ~~to read:~~

39 ~~52245. (a) There is hereby established a pilot grant~~  
40 ~~program for the purpose of awarding grants to school~~

~~districts with which they may provide teachers employed by the district with training to enable them to offer instruction in advanced placement courses. A school district may apply on behalf of any school in the district with priority given to schools that offer services under Title I of the Elementary and Secondary Education Act of 1965 (20 U.S.C. Sec. 1701 et seq.). A school district receiving a grant pursuant to this section shall provide one dollar (\$1) for every two dollars (\$2) awarded. The State Department of Education shall administer this program.~~

~~(b) School districts and county superintendent of schools may join together and form collaboratives or consortia in order to participate in the grant program established by this section.~~

~~(c) Grants to school districts pursuant to this section shall be based upon a maximum training cost to the state of nine hundred dollars (\$900) per participating teacher.~~

~~(d) If the total school district applications exceed the total funds available pursuant to this section, the State Department of Education shall prorate the grants based upon the ratio of the total amount requested to the total amount budgeted by the state for this purpose.~~

~~(e) This section shall remain in effect only until January 1, 2005, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2005, deletes or extends that date.~~

~~SEC. 6. Sections 1 to 5~~

~~SEC. 5. Sections 1 to 4, inclusive, of this act shall be operative only if funds are appropriated for this purpose in the Budget Act of 1998.~~